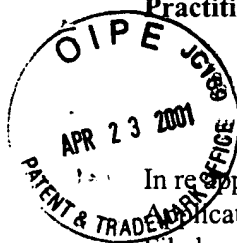


1646  
#



Practitioner's Docket No. 49477 (71958)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

APR 27 2001

In re application of:  
Application No.:  
Filed:  
For:

Van Groeninghen

09/446,996

December 30, 1999

Group No.: 1646

Examiner: J. Andres

TECH CENTER 1600/2900

METHOD FOR RECOGNIZING AND DETERMINING GNRH  
RECEPTORS AND THE USE OF GNRH AGONISTS AND GNRH  
ANTAGONISTS AND OTHER GNRH RECEPTOR LIGANDS FOR THE  
TREATMENT WITH GNRH RECEPTORS OF TUMORS  
ORIGINATING IN THE BRAIN AND/OR NERVOUS SYSTEM  
AND/OR MENINGES AND/OR OF KAPOSI SARCOMA

Assistant Commissioner for Patents  
Washington, D.C. 20231

AMENDMENT TRANSMITTAL

1. Transmitted herewith is a response to restriction requirement for this application.

STATUS

2. Applicant is  
[ ] a small entity. A statement:  
[ ] is attached.  
[ ] was already filed.  
[X] other than a small entity.

EXTENSION OF TERM

---

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service  
with sufficient postage as first class mail in an  
envelope addressed to the Assistant  
Commissioner for Patents, Washington, D.C.  
20231.

FACSIMILE

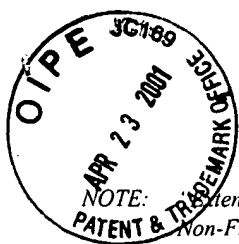
- ☐ transmitted by facsimile to the Patent and  
Trademark Office.

Date: April 20, 2001

Signature

Laura M. McGuire

(type or print name of person certifying)



NOTE: Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run. " Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 C.F.R. § 1.645 for extensions of time in interference proceedings, and 37 C.F.R. § 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(complete (a) or (b), as applicable)

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. § 1.17(a)(1)-(4)) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 380.00	\$ 190.00
<input type="checkbox"/> three months	\$ 890.00	\$ 445.00
<input type="checkbox"/> four months	\$ 1,360.00	\$ 680.00
<input checked="" type="checkbox"/> five months	\$ 1,890.00	\$ 945.00
	Fee: \$ 1890.00	

If an additional extension of time is required, please consider this a petition therefor.

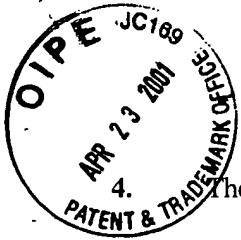
(check and complete the next item, if applicable)

☐ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_

OR

(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.



## FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)	(Col. 3) SMALL ENTITY			OTHER THAN A SMALL ENTITY		
Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	OR	Rate	Addit. Fee
Total	Minus	=		x \$9 =	\$0		x \$18 =	\$
Indep.	Minus	=		x \$39 =	\$0		x \$78 =	\$
[ ] First Presentation of Multiple Dependent Claim				+ \$130 =	\$0		+ \$260 =	\$
Total						OR	Total	
Addit. Fee					\$ 0.00		Addit. Fee	\$

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,  
\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".  
\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".  
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**WARNING:** "After final rejection or action (§ 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. § 1.116(a) (emphasis added).

(complete (c) or (d), as applicable)

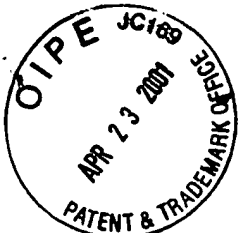
(c) [X] No additional fee for claims is required.

OR

(d) [ ] Total additional fee for claims required \$ \_\_\_\_\_.

## FEE PAYMENT

5. [X] Attached is a check in the sum of \$ 1,890.00.  
[ ] Charge Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_.  
A duplicate of this transmittal is attached.



## FEE DEFICIENCY

**NOTE:** *If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

6. [X] If any additional extension and/or fee is required, charge Account No. 04-1105.

### AND/OR

[X] If any additional fee for claims is required, charge Account No. 04-1105.

Date: April 20, 2001

SIGNATURE OF PRACTITIONER

Reg. No. 33,860

Tel. No. 617-523-3400

Peter E. Corless

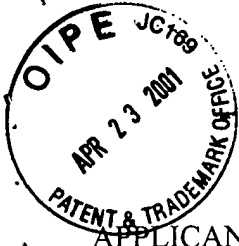
*(type or print name of practitioner)*

EDWARDS & ANGELL LLP

130 Water Street

Boston, MA 02109

#165479



Docket No. 49477

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

APR 27 2001

TECH CENTER 1600/29

APPLICANT: Van Groeninghen

SERIAL NO.: 09/446,996

EXAMINER: J. Andres

FILED: December 30, 1999

GROUP: 1646

FOR: METHOD FOR RECOGNIZING AND DETERMINING GNRH RECEPTORS AND THE USE OF GNRH AGONISTS AND GNRH ANTAGONISTS AND OTHER GNRH RECEPTOR LIGANDS FOR THE TREATMENT WITH GNRH RECEPTORS OF TUMORS ORIGINATING IN THE BRAIN AND/OR NERVOUS SYSTEM AND/OR MENINGES AND/OR KAPOSI SARCOMA

#7  
J.G.J  
4/30/01

HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS  
WASHINGTON, DC 20231

SIR:

**RESPONSE TO RESTRICTION REQUIREMENT**

Applicants are in receipt of the Restriction Requirement dated October 20, 2000 for the above-identified application.

In response to the Restriction, Applicants elect Group II, as that Group is defined in the Restriction. As for a species election, Applicants elect GnRH agonists.

Early consideration and allowance of the application are requested.

Respectfully submitted,

Peter F. Corless (Reg. 33,860)  
EDWARDS & ANGELL, LLP  
Dike, Bronstein, Roberts & Cushman IP Group  
130 Water Street  
Boston, Massachusetts 02109  
(617) 523-3400

04/25/2001 SSITHIB1 00000093 09446996

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